

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 1:16-cv-03088-
	)	ELR
STATE OF GEORGIA,	)	
	)	
Defendant.	)	
	)	

**INDEX OF EXHIBITS TENDERED IN SUPPORT OF UNITED STATES’  
CORRECTED OPPOSITION TO DEFENDANT’S MOTION FOR  
SUMMARY JUDGMENT**

COMES NOW, the United States of America, plaintiff in the above-captioned civil action, by and through its undersigned counsel of record, and hereby tenders the following exhibits in support of its Corrected Opposition to Defendant’s Motion for Summary Judgment filed concurrently herewith:

**INDEX OF LETTERED EXHIBITS**

Exh. No.	Description
A.	Deposition Transcript Excerpts of Frank Berry
B.	Deposition Transcript Excerpts of Judy Fitzgerald
C.	Deposition Transcript Excerpts of Wendy Tiegreen
D.	Deposition Transcript Excerpts of Anne DiGirolamo

E.	Deposition Transcript Excerpts of Dante McKay 3/9/23
F.	Deposition Transcript Excerpts of Lisa Oosterveen
G.	Deposition Transcript Excerpts of Amy McCart
H.	Deposition Transcript Excerpts of Robert Putnam
I.	Deposition Transcript Excerpts of Cassandra Holifield
J.	Deposition Transcript Excerpts of Whitney Braddock
K.	Deposition Transcript Excerpts of Brooke Cole
L.	Deposition Transcript Excerpts of Vickie Cleveland
M.	Deposition Transcript Excerpts of Garry McGiboney
N.	Deposition Transcript Excerpts of Celest Ngeve
O.	Deposition Transcript Excerpts of Lisa Futch
P.	Deposition Transcript Excerpts of Wina Low
Q.	Deposition Transcript Excerpts of Clara Keith
R.	Deposition Transcript Excerpts of Talithia Newsome
S.	Deposition Transcript Excerpts of Patricia Wolf
T.	Deposition Transcript Excerpts of Jason Byars
U.	Deposition Transcript Excerpts of Justin Hill
V.	Deposition Transcript Excerpts of Fabio Van der Merwe
W.	Deposition Transcript Excerpts of Janel Allen
X.	Deposition Transcript Excerpts of Dante McKay 1/27/22
Y.	Deposition Transcript Excerpts of Amber McCollum
Z.	Deposition Transcript Excerpts of Sonia Shaun Owen

AA.	Deposition Transcript Excerpts of William Matt Jones
BB.	Deposition Transcript Excerpts of Michael Rowland
CC.	Deposition Transcript Excerpts of Haley Livingston
DD.	Deposition Transcript Excerpts of Samuel Clemons
EE.	Deposition Transcript Excerpts of Derrick Gilchrist
FF.	Deposition Transcript Excerpts of Jacqueline Neal
GG.	Deposition Transcript Excerpts of Lakesha Stevenson
HH.	Deposition Transcript Excerpts of James Ted Beck
II.	Deposition Transcript Excerpts of Geronald Bell
JJ.	Deposition Transcript Excerpts of Larry Winter
KK.	Deposition Transcript Excerpts of Layla Fitzgerald
LL.	Deposition Transcript Excerpts of Dimple Desai
MM.	Deposition Transcript Excerpts of Monica Johnson

### INDEX OF NUMBERED EXHIBITS

<b>Exh. No.</b>	<b>Depo Ex#/ Bates #</b>	<b>Description</b>
1.	N/A	GA DBHDD, Hospital Services, <a href="https://dbhdd.georgia.gov/be-caring">https://dbhdd.georgia.gov/be-caring</a>
2.	N/A	The Kaiser Family Foundation: The Kaiser Commission on Medicaid and the Uninsured, “5 Key Questions About Medicaid and Its Role in State/Federal Budgets and Health Reform,” <a href="https://www.kff.org/wp-content/uploads/2013/01/8139-02.pdf">https://www.kff.org/wp-content/uploads/2013/01/8139-02.pdf</a> (last accessed November 27, 2023)

3.	N/A	Georgia Department of Community Health, Medicaid Managed Care, <a href="https://dch.georgia.gov/medicaid-managed-care">https://dch.georgia.gov/medicaid-managed-care</a> (last accessed Nov. 27, 2023)
4.	N/A	Federal Medical Assistance Percentage (FMAP) for Medicaid and Multiplier, KFF
5.	GA00347596	Email from C. Holifield to V. Cleveland et al re: GNETS Continuum of Services, Student Level Record, & Funding
6.	GA05243260	Email from N. Rahming to C. Holifield re: Attorney-Client Privilege Document
7.	GA05250025	GNETS Site: North Metro Program Student Demographics <b>(Provisionally Sealed)</b>
8.	GA05202437	Email from V. Cleveland to S. Benson re: Question regarding Futures Program <b>(Provisionally Sealed)</b>
9.	US0012047	Email from Parent re: GNETS <b>(Provisionally Sealed)</b>
10.	US0012763	Email from Parent re: USDOJ – GNETS Lawsuit <b>(Provisionally Sealed)</b>
11.	US0011494	Email from Parent re: GNET Concerns <b>(Provisionally Sealed)</b>
12.	US0011511	Email from Parent re: GNETS <b>(Provisionally Sealed)</b>
13.	US0011549	Email from Parent re: Draft of Memorandum and Comments on DOJ Findings <b>(Provisionally Sealed)</b>
14.	US0011550	Email Attachment from Parent <b>(Provisionally Sealed)</b>
15.	GA05199933	Formal Complaint Form <b>(Provisionally Sealed)</b>
16.	GA05200951	Formal Complaint Form <b>(Provisionally Sealed)</b>
17.	GA05199710	Formal Complaint Form <b>(Provisionally Sealed)</b>
18.	GA05200962	Due Process Hearing Request <b>(Provisionally Sealed)</b>

		<b>Sealed) - Excerpt</b>
19.	GA05201028	Due Process Hearing Request ( <b>Provisionally Sealed</b> )
20.	US0151559	Individualized Education Program (IEP) ( <b>Provisionally Sealed</b> ) - <i>Excerpt</i>
21.	US0184588	Individualized Education Program (IEP) ( <b>Provisionally Sealed</b> ) - <i>Excerpt</i>
22.	US0011522	Email re: Avoiding GNETS ( <b>Provisionally Sealed</b> )
23.	US0011538	Email from Parent re: Henry County Meeting ( <b>Provisionally Sealed</b> )
24.	GA00322208	Email from B. Cole to V. Cleveland re: GAA Guidance
25.	GA00481564	Email from C. Keith to N. Rahming re: CPI Training
26.	GA00481478	Email from C. Keith to D. Gay re: Interview Questions
27.	GA00197223	Email from C. Keith to D. Gay re: Interview Questions
28.	GA00338963	Email from B. Cole to V. Cleveland re: ID Enrollment Info ( <b>Provisionally Sealed</b> )
29.	N/A	Georgia FY 2020/2021 Community Mental Health Services Block Grant Plan
30.	N/A	FY 23 Provider Manual for Community Behavioral Health Providers (January 1, 2023)
31.	US0013064	GA DBHDD Contract FY2021
32.	GA00557687	Email to Gail Smith re: APEX counselors
33.	GA00051873	DBHDD estimated Budget Reduction by Subprogram FY2020
34.	GA00343802	Email from P. Wolf to V. Cleveland re: Possible Regional GNETS Center Visit
35.	GA05250459	NWGA Student Demographics 4/15/2016 ( <b>Provisionally Sealed</b> )

36.	GA05249762	NWGA Student Demographics 4/8/2016 <b>(Provisionally Sealed)</b>
37.	GA05250869	Northstar Student Demographics 4/18/2016 <b>(Provisionally Sealed)</b>
38.	GA05256666	Elam Alexander Academy Student Demographics 11/14/2016 <b>(Provisionally Sealed)</b>
39.	US0306845	Letter from treating physician <b>(Provisionally Sealed)</b> - <i>Excerpt</i>
40.	US0012687	Email from Parent re: USDOJ – GNETS Lawsuit <b>(Provisionally Sealed)</b>
41.	US0011665	Email regarding scheduling a time to discuss your GNETS experience <b>(Provisionally Sealed)</b>
42.	GA05249823	Coastal Comprehensive Academy Student Demographics 4/8/2016 <b>(Provisionally Sealed)</b>
43.	N/A	K-12 Student Discipline Dashboard, State of Georgia Governor’s Office of Student Achievement, available at <a href="https://public.gosa.ga.gov/noauth/extensions/DisciplineDASHV1/DisciplineDASHV1.html">https://public.gosa.ga.gov/noauth/extensions/ DisciplineDASHV1/DisciplineDASHV1.html</a>
44.	N/A	Student Discipline, Georgia Department of Education, available at <a href="https://www.gadoe.org/wholechild/Pages/Student-Discipline.aspx">https://www.gadoe.org/wholechild/Pages/Student- Discipline.aspx</a>
45.	GA05045681	GA Department of Audits and Accounts Performance Audit Operations, GNETS (2010)
46.	N/A	Mindworks Georgia, “Our Funding Framework for Children: Understanding How We Measure Spending Across Georgia’s Behavioral Health System of Care,” <a href="https://mindworksga.org/download/funding-framework-report">https://mindworksga.org/download/funding- framework-report</a>
47.	GA01079284	2020 Georgia System of Care Plan
48.	GA00481479	Interview Questions GNETS Position
49.	US0298431	Sand Hills level system

50.	US0147946	#7 - GNETS Services FlowChart.pdf
51.	US0147944	#7 - GNETS Request for Consultation.pdf
52.	US0147940	#7 - GNETS Confidential Student Information Packet .pdf
53.	N/A	DCH Community Behavioral Health Rehabilitation Services
54.	N/A	Positive Behavioral Interventions and Supports

Dated: November 29, 2023

Respectfully submitted:

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**L.R. 7.1(D) CERTIFICATION**

I certify that this document has been prepared with one of the font and point selections approved by the Court in Local Rule 5.1(C). Specifically, this brief has been prepared using 14-pt Times New Roman Font.

/s/Kelly Gardner Womack  
KELLY GARDNER WOMACK

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day filed the foregoing document with the Clerk of Court using the CM/ECF system, which automatically sent counsel of record e-mail notification of such filing.

This 29th day of November, 2023.

/s/Kelly Gardner Womack  
KELLY GARDNER WOMACK